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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 STANLEY G. SIMONSON and REBECCA I.
11 SIMONSON, husband and wife,

12 Plaintiffs,

13 v.

14 M/V LUCKY BUCK, Official Number
15 567411, her engines, machinery, equipment,
16 tackle, appurtenances, etc., in rem; M/V
17 SPEEDWELL, Official Number 594754, her
18 engines, machinery, equipment, tackle,
19 appurtenances, etc., in rem; WILLIAM R.
20 ORR and JANE DOE ORR, husband and wife
21 and their marital community comprised
22 thereof; JOHN KELLEY and JANE DOE
23 KELLEY, husband and wife and their marital
24 community comprised thereof; GREGORY
25 THOMAS and JANE DOE THOMAS,
26 husband and wife and their marital community
27 comprised thereof; TKO FISHERIES
28 LIMITED, a Washington corporation,

Defendants.

IN ADMIRALTY

No. 17-cv-1724

**[PROPOSED] ORDER GRANTING
MOTION FOR ISSUANCE OF
WARRANTS FOR ARREST**

24 THIS MATTER came on to be heard upon the Verified Complaint and Motion for
25 Issuance of Warrants for Arrest of plaintiffs Stanley G. Simonson and Rebecca I. Simonson
26 seeking an Order authorizing the arrest of the following under Rule C and Rule E of the
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1 Supplemental Rules for Admiralty and Maritime Claims to the Federal Rules of Civil
2 Procedure and LAR 116:

3 (1) The M/V LUCKY BUCK, Official Number 567411, and its engines,
4 machinery, tools, fishing nets and other fishing gear, fish processing equipment, boats,
5 anchors, chains, tackle, fittings, navigation equipment, and all other equipment and
6 appurtenances appertaining or belonging to such vessel, whether now owned or hereafter
7 acquired, and whether on board or not; all present and future accessions to such vessel,
8 equipment and appurtenances, and all other additions, improvements, and replacements
9 hereafter made in or to such vessel, equipment and appurtenances to the M/V LUCKY
10 BUCK, and
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12 (2) The M/V SPEEDWELL, Official Number 594754, and its engines, machinery,
13 tools, fishing nets and other fishing gear, fish processing equipment, boats, anchors, chains,
14 tackle, fittings, navigation equipment, and all other equipment and appurtenances appertaining
15 or belonging to such vessel, whether now owned or hereafter acquired, and whether on board
16 or not; all present and future accessions to such vessel, equipment and appurtenances, and all
17 other additions, improvements, and replacements hereafter made in or to such vessel,
18 equipment and appurtenances to the M/V SPEEDWELL
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20 Having reviewed the record and having considered the evidence, in particular the
21 Verified Complaint; the Motion; and any response or reply thereto; and the pleadings and
22 records on file herein; and the Court being fully advised; now, therefore, the Court FINDS:
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24 (1) The conditions for an in rem action against the vessel M/V LUCKY BUCK
25 appear to exist pursuant to Rule C(3)(a)(i) of the Supplemental Rules of Admiralty and
26 Maritime Claims;
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1 (2) The conditions for an in rem action against the vessel M/V SPEEDWELL
2 appear to exist pursuant to Rule C(3)(a)(i) of the Supplemental Rules of Admiralty and
3 Maritime Claims;
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5 (3) The M/V LUCKY BUCK is currently moored at Lake Union Drydock, and is
6 accordingly within the Western District of Washington and the jurisdiction of this Court;

7 (4) The M/V SPEEDWELL is currently moored at Lake Union Drydock, and is
8 accordingly within the Western District of Washington and the jurisdiction of this Court;
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10 (5) The Simonsons are entitled to seek enforcement of their preferred mortgage
11 maritime lien and foreclosure of the Preferred Ship Mortgage secured by the M/V LUCKY
12 BUCK;

13 (6) The Simonsons are entitled to seek enforcement of their preferred mortgage
14 maritime lien and foreclosure of the Preferred Ship Mortgage secured by the
15 M/V SPEEDWELL;
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17 IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the arrest of the
18 vessels M/V LUCKY BUCK and the M/V SPEEDWELL is authorized.
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1 The United States District Court Clerk shall forthwith issue Warrants for Arrest of the
2 defendant vessels M/V LUCKY BUCK, Official Number 567411, and the
3 M/V SPEEDWELL, Official Number 594754 that shall be delivered to the United States
4 Marshal for service and execution.
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6 DATED this 16 day of November, 2017.

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8 HONORABLE R. S. Martinez
9 United States District Court Judge

10 Presented by:

11 HILLIS CLARK MARTIN & PETERSON P.S.

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